

United States District Court, Eastern District of Washington
Magistrate Judge James A. Goeke
Richland

**USA v. RUBEN GALVAN-
TRUJILLO**

Case No. 4:22-CR-6041-MKD-1

Richland Video Conference (JAG @ Spokane; Counsel and Defendant @ Richland)
The Defendant agreed to appear via video conference.

Arraignment/Initial Appearance on Indictment and Detention: 11/21/2022

- | | |
|---|---|
| <input checked="" type="checkbox"/> Sara Gore, Courtroom Deputy [R]
<input checked="" type="checkbox"/> Melissa Orosco, Courtroom Deputy [S]
<input checked="" type="checkbox"/> Erica Helms, US Probation / Pretrial Services Officer (tele)
<input checked="" type="checkbox"/> Defendant present <input checked="" type="checkbox"/> in custody USM | <input checked="" type="checkbox"/> Caitlin Baunsgard, US Atty [S]
<input checked="" type="checkbox"/> Marcel Stewart, PHV Defense Atty [R]
<input checked="" type="checkbox"/> David Partovi, Local Defense Atty [S]
<input checked="" type="checkbox"/> Interpreter – Natalia Rivera (video) |
|---|---|
-
- | | |
|---|--|
| <input checked="" type="checkbox"/> USA Motion for Detention
<input type="checkbox"/> USA not seeking detention
<input type="checkbox"/> Financial Affidavit (CJA 23) filed
<input checked="" type="checkbox"/> Defendant has retained his own counsel
<input type="checkbox"/> Based upon conflict with Federal Defenders, the Court will appoint a CJA Panel Attorney
<input type="checkbox"/> PRE-Trial Services Report ordered | <input checked="" type="checkbox"/> Rights given
<input checked="" type="checkbox"/> Acknowledgment of Rights filed
<input checked="" type="checkbox"/> Defendant received copy of charging document
<input checked="" type="checkbox"/> Defendant waived reading of charging document
<input type="checkbox"/> Charging document read in open court
<input type="checkbox"/> POST Pre-Trial Services Report ordered
<input type="checkbox"/> AO199c Advice of Penalties & Sanctions filed |
|---|--|

REMARKS

Arraignment/Initial Appearance on Indictment:

Defendant appeared and was assisted by counsel and advised of his rights and the allegations contained in the charging document.

The Defendant acknowledged to the Court that his true and correct name is: Ruben Galvan-Trujillo.

“Not guilty” plea entered.

Discovery to be provided pursuant to the local rule on discovery.

Detention Hearing:

USA proffered the pretrial services report and does not concur with its recommendation of continued detention of the Defendant.

USA argued why the Court should detain Defendant and why there are no conditions of release which will reasonably assure Defendant’s appearance as required and/or the safety of the community. USA argues the gravity of this Defendant in which he is considered a big fish. USA argues recorded calls regarding trafficking, many crossings at the border in which he was arrested on this warrant. USA has concerns of the Defendant’s ties to Mexico. If released on bond, the USA will be asking for a Nebbia hearing.

Defense counsel argued why the Defendant should be released. Defense counsel argues Defendant has been a resident for over 27 years and has raised his family in the states. The Defendants son just moved to the Tri-cities and will have an apartment on Wednesday in which the Defendant could be released to. Defendant has many family members in the Washington area. Defendant files his taxes and has owned his own landscaping business in Los Angeles. Defense counsel argues that two separate probation officers have recommended conditions of release with bond.

Colloquy between Court and counsel regarding pretrial services having this additional information.

Rebuttal argument by USA.

Rebuttal argument by Defense counsel.

The Court ordered:

1. Court to take the matter under advisement.
2. Defendant shall be detained by the U. S. Marshal until further order of the Court.
3. As required by Rule 5(f), the United States is ordered to produce all information required by *Brady v. Maryland* and its progeny. Not doing so in a timely manner may result in sanctions, including exclusion of evidence, adverse jury instructions, dismissal of charges, and contempt proceedings. Order forthcoming.